IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRD DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 1465 of 2004

Between:

Murthy Educational Society (Regn. No. 3010 of 1992) 8-3-1055, Plot No. 139, Sri Nagar Colony, Hyderabad-73, rep. by its Secretary, R.S.N. Murthy, S/o.late Venkat Naidu.

..... PETITIONER

AND

1 The State of A.P., rep. by its Principal Secretary, Higher Education, Secretariat Buildings, Hyderabad.
2 The All India Council for Technical Education, I.P. Estate, Indira Gandhi Sports Complex, New Delhi - 110 001, rep. by its Member Secretary.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the policy decision of the 1st respondent as contained in the impugned Memo No. 8972-A/WC.2/2003-1, dt: 13.10.2003 and further modified vide impugned proceedings No. 8972-A/EC.2/2003-1, dt: 13.12.2003 as well as the rejection of the No Objection Certificate to the petitioner vide impugned Proceedings NO. 8972-A/EC.2/2003-1, dated 14.12.2003 and the consequential rejection of the proposal of the petitioner by the 2nd respondent vide impugned Proceeding No. AP/NDEG-035/2004-05/2003/285, DT: 30.12.2003 as being ultra vires AICTE Approval Regulations, 1994, contrary to the notification dt: 11.09.2003 issued by the 2nd respondent, as arbitrary, irrational and illegal offending Article 14 of the Constitution of India by way of a writ, order or direction, one more particularly in the nature of Writ of Mandamus and issue a consequential direction to the respondents to grant No Objection and approval to the proposal submitted by the petitioner society for establishment of Engineering College in Ankireddypalli Village, Ranga Reddy District on and from the academic year 2004-2005 vide application No. 149.

Counsel for the Petitioner: MR.D.V.SITARAMAMURTHY

Counsel for the Respondent NO.1: G P for Higher Education

Counsel for the Respondent No.2: SC for AICTE

The Court made the following:

ORDER:

Learned counsel for the petitioner Sri D.V.Sitharam Murthy seeks permission of this Court to withdraw the writ petition. A letter to that effect is also addressed to the Registrar (Judicial). Therefore, the writ petition is dismissed as withdrawn.

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(V.V.S.RAO,J)

03.08.2004

pln

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

To

1. The Principal Secretary, Higher Education, State of Andhra Pradesh, Secretariat Buildings, Hyderabad.
2. The Member Secretary, All India Council for Technical Education, I.P.Estate, Indira Gandhi Sports Complex, New Delhi – 110 001.
3. 2 CCs to the G.P. for Higher Education, High Court of A.P., Hyderabad.
4. 2 CD copies.